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Attorneys for Defendants MOCHI
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CA P.C., MOCHI MEDICAL P.A.,
AEQUITA PHARMACY, LLC,
AEQUITA CORPORATION

*(Counsel for Plaintiff listed on Signature
Page)*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

ELI LILLY AND COMPANY,

Plaintiff,

vs.

MOCHI HEALTH CORP., MOCHI
MEDICAL CA P.C., MOCHI
MEDICAL P.A., AEQUITA
PHARMACY, LLC, AEQUITA
CORPORATION,

Defendants.

Case No. 3:25-cv-3534-PHK

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND TIME FOR
DEFENDANTS TO FILE
RESPONSIVE PLEADING**

Magistrate Judge Peter H. Kang

Action Filed: April 23, 2025

1 Plaintiff Eli Lilly and Company (“Plaintiff”), and Defendants Mochi Health
 2 Corp., Mochi Medical CA P.C., Mochi Medical P.A., Aequita Pharmacy, LLC, and
 3 Aequita Corporation (“Defendants”) (collectively, “Parties”), through their counsel
 4 of record, stipulate as follows:

5 1. Plaintiff filed this action against Defendants on April 23, 2025.

6 Defendants were served with the summons and Complaint on April 24, 2025 and
 7 April 25, 2025, Dkt. Nos. 27–31.

8 2. Accordingly, Defendants’ current deadlines to file a responsive
 9 pleading to the Complaint fall on May 15, 2025 and May 16, 2025.

10 3. Defendants have communicated to Plaintiff that they anticipate filing a
 11 motion to dismiss the Complaint.

12 4. Subject to Court approval, the Parties mutually agree and stipulate that
 13 the motion schedule shall be as follows:

14 a. Defendants’ motion to dismiss shall be due on June 12, 2025.

15 b. Plaintiff’s opposition, if any, shall be due on July 10, 2025.

16 c. Defendants’ reply, if any, shall be due on July 31, 2025.

17 5. The parties respectfully request that the Court enter the proposed order
 18 below.

19 **SO STIPULATED.**

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DATED: May 14, 2025

Respectfully submitted,
HOOPER, LUNDY & BOOKMAN, P.C.

By: /s/ Joseph R. LaMagna
JOSEPH R. LAMAGNA
BENJAMIN Y. LIN
Attorneys for Defendants MOCHI HEALTH
CORP., MOCHI MEDICAL CA P.C., MOCHI
MEDICAL P.A., AEQUITA PHARMACY,
LLC, AEQUITA CORPORATION

DATED: May 14, 2025

KIRKLAND & ELLIS LLP

By: /s/ Diana M. Watral
Diana M. Watral (admitted *pro hac vice*)
James F. Hurst (admitted *pro hac vice*)
Ryan Moorman (admitted *pro hac vice*)
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Attorneys for Plaintiff
ELI LILLY AND COMPANY

[PROPOSED] ORDER

PURSUANT TO THIS STIPULATION, IT IS HEREBY ORDERED THAT:

1. Defendants' motion to dismiss shall be due on June 12, 2025.
2. Plaintiff's opposition, if any, shall be due on July 10, 2025.
3. Defendants' reply, if any, shall be due on July 31, 2025.

IT IS SO ORDERED.

DATED: May ____, 2025

Honorable Peter H. Kang
United States Magistrate Judge

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ATTESTATION PURSUANT TO LOCAL RULE 5-1(i)(3)

Pursuant to Local Rule 5-1(i)(3), I, Joseph R. LaMagna, attest that all other signatories listed and on whose behalf the filing is submitted concur in this filing's content and have authorized this filing.

DATED: May 14, 2025

/s/ Joseph R. LaMagna

JOSEPH R. LAMAGNA

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CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of March 2025, I have electronically filed the foregoing STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME FOR DEFENDANTS TO FILE RESPONSIVE PLEADING with the Clerk of the Court using the CM/ECF system which sent notification of such filing to all counsel on the CM/ECF list for this case.

/s/ Joseph R. LaMagna

JOSEPH R. LAMAGNA

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